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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/681,815	06/11/2001	David Lefkowith	200-1462 DBK	6881
28395	7590	01/23/2006	EXAMINER	
BROOKS KUSHMAN P.C./FGTL 1000 TOWN CENTER 22ND FLOOR SOUTHFIELD, MI 48075-1238			DURAN, ARTHUR D	
		ART UNIT	PAPER NUMBER	3622

DATE MAILED: 01/23/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

## **DETAILED ACTION**

### ***Response to Amendment***

The reply filed on 12/30/2005 is not fully responsive to the prior Office Action. The Office Action dated 10/27/2005 made a 35 USC 112 rejection concerning claim 1. Applicant's Remarks dated 12/30/2005 deliberately chose not to respond to the 35 USC 112 rejection and amend claim 1. Applicant's statement on page 2 of the Remarks erroneously states what Applicant's claim 1 literally recites. Applicant's remarks on page 2 also states, "because claim clearly recites that the customer is provided to the customer" which does not make sense. Additionally, a reading of the claim 1 from the claims dated 9/12/2005 clearly shows that claim 1 warrants a 35 USC 112 rejection. The features of "...acquired by the customer; the customer with a customer identification badge containing a plurality of customer information;," does not make sense. The step of "the customer with a customer identification badge containing a plurality of customer information;" does not make sense as it lacks a verb or other necessary preceding words in order to make sense. However, the Applicant has chosen not to respond to the 35 USC 112 rejection and correct claim 1. Therefore, the reply is not fully responsive.

Since the period for reply set forth in the prior Office action has expired, this application will become abandoned unless applicant corrects the deficiency and obtains an extension of time under 37 CFR 1.136(a).

The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. In no case may an applicant reply outside the SIX (6) MONTH statutory period or obtain an extension for more than FIVE (5) MONTHS beyond the date for

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reply set forth in an Office action. A fully responsive reply must be timely filed to avoid abandonment of this application.

***Conclusion***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Arthur Duran whose telephone number is (571) 272-6718. The examiner can normally be reached on Mon- Fri, 8:00-4:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Eric Stamber can be reached on (571) 272-6724. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



Arthur Duran  
Primary Examiner  
1/18/2006